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PATENT  
Customer No. 22,852  
Attorney Docket No. 3495.0104-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Marc ALIZON et al.

Application No.: 09/986,634

Filed: November 9, 2001

For: NUCLEIC ACID-BASED METHODS FOR THE DETECTION  
OF HUMAN IMMUNODEFICIENCY VIRUS TYPE 2 (HIV-2)

Commissioner for Patents and Trademarks  
Washington, DC 20231

**ATTN: BOX MISSING PARTS**

Sir:

**TRANSMITTAL LETTER**

In response to the Notice to File Missing Parts of Nonprovisional Application of  
January 17, 2002, applicants submit the following:

1. A Request for Reconsideration of Notice to Comply with Requirements for  
Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence  
Disclosures and Response to File Missing Parts of Nonprovisional Application (2  
pages) and the requisite return copy of the Notice (2 pages);
2. A Preliminary Amendment (3 pages);

The claims are calculated below:

LAW OFFICES

FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
1300 I STREET, N. W.  
WASHINGTON, DC 20005  
202-408-4000

					Filing Fee	\$740.00
	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	Additional Fee
Total	14	-	20	0	x \$ 18	\$ -0-
Indep.	2	-	3	0	x \$ 84	-0-
<input type="checkbox"/> First Presentation of Multiple Dep. Claim(s)					+\$280	-0-
Subtotal						\$740.00
TOTAL						\$740.00

- A \$740.00 Filing Fee is enclosed.
  - No additional claims fees are owed.
  - **A check for \$870.00 for \$740 Filing Fee and \$130 Surcharge is enclosed.**
3. An Information Disclosure Statement (2 pages), PTO Form 1449 (1 page) and a copy of U.S. Patents 5,545,726 and 6,316,183.

Kindly associate these papers with the above-identified application.

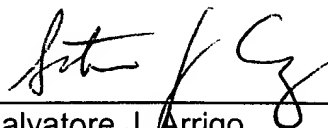
Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 6, 2002

By: \_\_\_\_\_

  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/986,634	11/09/2001	Marc Alizon	3495.0104-03

22852  
FINNEGAN, HENDERSON, FARABOW, GARRETT  
DUNNER LLP  
1300 I STREET, NW  
WASHINGTON, DC 20005



CONFIRMATION NO. 5658

## FORMALITIES LETTER



\*OC000000007320681\*

Date Mailed: 01/17/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b).

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 870.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

02/08/2002 NBERHE 00000004 09986634


01 FC:101  
02 FC:105

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- To Purchase PatentIn Software, call (703) 306-2600
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*A copy of this notice **MUST** be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE